THE HONOURABLE SRI JUSTICE GODA RAGHURAM

W.P. NO.26459 OF 2006

BETWEEN:

G.M.Nayak and another

…petitioners

Vs.

The District Collector, Ongole,Prakasam District and others

.. Respondents

THE HONOURABLE SRI JUSTICE GODA RAGHURAM

W.P. NO.26459 OF 2006

ORAL ORDER

The singular grievance of the petitioners is that though they are the owners and in lawful occupation and possession of lands admeasuring Ac.3.06 cents in Sy.No.759/1B, Ac.2.01 cents in Sy.No.760/1A1 and Ac.0.01 cents in Sy.No.760/1A2 of Yadavalli village, Prakasam District, the respondents are proceeding to entertain the claims of the respondent Nos.5 and 6 for payment of compensation ignoring their lawful claims to compensation. The land was acquired for the purpose of executing the feeder channel of Poola Subbaiah Velugonda Project. In the circumstances and on the grievance adverted to above the petitioners seek a direction to the respondents to pay them compensation after ascertaining their entitlement to it.

The remedy of the petitioners is to lodge a claim for compensation before the Land Acquisition Officer and seek hearing and opportunity in the award enquiry. The writ petition is silent as to whether an award has been passed. In the circumstances no relief need be granted in this writ petition.

Accordingly the writ petition is dismissed with a liberty to the petitioners to lodge a claim in accordance with law. In the circumstances no order as to costs.

GODA RAGHURAM,J

20th DECEMBER 22006

***TSNR**